

U.S. Patent Application No. 10/820,638
Response to Restriction Requirement dated July 26, 2007
Reply to Office Action of June 29, 2007

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REMARKS/ARGUMENTS

At page 2 of the Office Action, the Examiner is requesting that the applicant restrict this application to one of the three inventions as follows:

- I. Claims 1-27 and 50-57, drawn to a first electrochemical cell.
- II. Claims 28-33 and 40-46, drawn to a second electrochemical cell.
- III. Claims 34-39 and 47-49, drawn to a third electrochemical cell.

To be responsive, the applicants elect, with traverse, Group I, directed to claims 1-27 and 50-57 for examination.

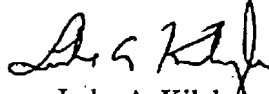
For the following reasons, the restriction requirement is respectfully traversed.

With regard to all of the claims, it is respectfully submitted that all claims should be examined at this time since there appears to be no serious burden on the part of the Examiner to search the entire scope of the claims. Each group is in the same class and has minor differences in subclasses. Contrary to the Examiner, it is believed that the subject matter has the same concept from the standpoint that the searches should overlap in part. Under M.P.E.P. § 803, if there is no serious burden in the examination of all of the claims even if the claims are directed to separate inventions, the Examiner must examine all claims at this time. It would appear that § 803 applies to the current situation and therefore the restriction requirement should be withdrawn and all claims should be examined at this time.

If there are any fees due in connection with the filing of this response, please charge the fees to Deposit Account No. 03-0060. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such extension is requested and should also be charged to said Deposit Account.

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Respectfully submitted,


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